

CITY OF VENTURA CITY COUNCIL AGENDA

Mayor Neal Andrews

Cheryl Heitmann, Councilmember
Matt LaVere, Deputy Mayor
Jim Monahan, Councilmember

Erik Nasarenko, Councilmember
Mike Tracy, Councilmember
Christy Weir, Councilmember

Dan Paranick, Interim City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk

REGULAR MEETING **MONDAY, AUGUST 6, 6:00 P.M.** **COUNCIL CHAMBERS, 501 POLI STREET, VENTURA**

The regular meetings of the San Buenaventura (Ventura) City Council also serve as regular meetings of the Successor Agency and Public Facilities Financing Authority when Successor Agency and Public Facilities Financing Authority items are listed on the agenda.

The public has the opportunity to address the City Council on any item appearing on the agenda. Persons wishing to address the City Council are limited to three minutes on any agenda item with a cumulative total of five minutes for all agenda items, except if there are one or more Successor Agency and Public Facilities Financing Authority items on the agenda, members of the public shall have an additional total of three minutes on any agenda item with a cumulative total of five minutes for all agenda items to address all Successor Agency and Public Facilities Financing Authority matters.

At the first regular meeting of the month, City Council has allocated a total of 30 minutes for members of the public to address City Council on items of City business other than scheduled agenda items near the beginning of the agenda and will continue speakers beyond the 30 minutes until the end of the agenda under the heading of "Public Communications". Individuals may not acquire additional time from other speakers during Public Communications but may do so on formal agenda items per City Council Protocols. City Council cannot take action on any items not on the agenda. These items may be referred to staff or scheduled on a future agenda.

Persons wishing to address City Council should complete and submit a green "Speaker Form." If a member of the public wishes to comment on an item, complete a pink "Comment Form." Both forms are on a table inside the meeting room.

Administrative Reports relating to this agenda are available in the City Clerk's Office, 501 Poli Street, Room 204, Ventura, during normal business hours as well as on the City's website – <https://www.cityofventura.ca.gov/AgendaCenter>.

Public Hearing Notices and any materials related to an agenda item submitted to the City Council after distribution of the agenda packet are available for public review at the City Clerk's Office as well as on the City's website – <https://www.cityofventura.ca.gov/1236/9455/City-Council-Public-Hearing-NoticesSuppl>.

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk's Office at (805) 658-4787 or the California Relay Service at (866) 735-2929. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

ROLL CALL

PLEDGE OF ALLEGIANCE

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

Ventura Visitors and Convention Bureau Year End Report/Presentation

Election Announcement – City Clerk Antoinette Mann

CLOSED SESSION REPORT

CITY COUNCIL COMMUNICATIONS

Per Government Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities.

PUBLIC COMMUNICATIONS

CONSENT ITEMS

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon by City Council at one time without discussion unless a Councilmember, the Administration, or a member of the public requests an opportunity to address any given item. Items removed from the Consent Calendar will be discussed at the beginning of the Formal Items. Approval by the City Council of Consent Items means the recommendation of the Administration is approved along with the terms and conditions described in the Administrative Report.

1. [Minutes – April 17, 2018, July 9, 2018, July 16, 2018, July 23, 2018 and July 30, 2018](#)

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Approve the Special Meeting Minutes of April 17, 2018 and July 30, 2018 and the Special and Regular Meetings Minutes of July 9, 2018, July 16, 2018 and July 23, 2018.

CONSENT ITEMS (continued)

2. [Consideration of Resolution Re-Confirming the Existence of a Local Emergency and a Local Public Health Emergency](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Adopt a Resolution re-confirming the Existence of a Local Emergency and a Local Public Health Emergency, title as follows:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RE-CONFIRMING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY AND A LOCAL PUBLIC HEALTH EMERGENCY”

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA RE-CONFIRMING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY AND A LOCAL PUBLIC HEALTH EMERGENCY
RESOLUTION NO. 2018-____

3. [Council Quarterly Travel Report \(April – June 2018\)](#)

Staff: Dan Paranick, Interim City Manager

RECOMMENDATION

Receive and file the Quarterly Travel Report April through June 2018.

4. [Sixth Amendment to Professional Service Agreement No. 100003422 with Stuart Consulting Services, LLC - Additional Resources for Community Development](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

Authorize the Mayor to execute the Sixth Amendment to Stuart Consulting Services, LLC Professional Services Agreement No. 100003422 dated April 27, 2015, with term ending June 30, 2019, adding \$120,000 for a new not-to-exceed amount of \$349,000.

CONSENT ITEMS (continued)

5. [Accounts Receivable Write Off Request for Uncollectible Housing Preservation Loan](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

Authorize the Interim Finance & Technology Director to approve the reclassification of a Housing Preservation loan receivable balance totaling \$24,848.17 to Reserve for Uncollectible Receivables.

6. [Second Amendment to Professional Services Agreement between the City of Ventura and CIO Solutions](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

Authorize the City Manager to execute Amendment No. 2 to Professional Services Agreement No. 2017-021 with CIO Solutions extending the period of maintenance and support for one year (July 31, 2018 to July 31, 2020) and adding \$23,550.00 for a new not-to-exceed amount of \$68,429.00.

7. [Amendment No. Six to Professional Services Agreement - Unit4 Business Software](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

Approve Amendment No. 6 to Professional Services Agreement No. 2010-055 with Unit4 Business Software in order to extend the period of maintenance and support for one year (June 30, 2018 to June 30, 2019), and increase the value of the agreement by \$145,480.35 for professional services related to maintenance and support of Agresso; new not-to-exceed limit \$680,481.

CONSENT ITEMS (continued)

8. [Transitional Costs of Transferring IT Services to the County of Ventura – Authorize Payment](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

Authorize payment of \$54,128.28 to the County of Ventura for outstanding invoices related to costs incurred for service desk and desktop support rendered from December 2017 through March 2018. This time period was prior to the March 31, 2018 PSA approved by City Council.

9. [Consideration of Resolution and Approval of a Loan and Transfer of Funds to Cover Thomas Fire Expenditures](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

- a. Adopt Resolution to approve a loan and transfer of funds to cover Thomas Fire expenditures until Federal Emergency Management Agency and insurance funds are received. Resolution title as follows:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING A LOAN AND TRANSFER OF FUNDS FROM THE GENERAL FUND TO FUND 02 (GRANTS) AND FUND 69 (PUBLIC LIABILITY) TO COVER THOMAS FIRE EXPENSES UNTIL FEMA AND INSURANCE FUNDS ARE RECEIVED TO ALLOW FOR RECONCILIATION OF THE CITY’S FISCAL YEAR 2017/18 BUDGET, FUND CASH, AND FINANCIAL STATEMENTS”

- b. Direct the City Attorney to prepare all documents evidencing the loans and to authorize the City Manager to execute such documents on the City’s behalf.
- c. Authorize the Finance and Technology Department to increase appropriations in the FY 2017-18 General Fund budget; and, transfer funds to the Grants and Categorical Fund and Public Liability Fund from the General Fund.
- d. Authorize the Finance and Technology Department to increase appropriations in the General Grant and Categorical Fund, as well as, the Public Liability Fund to account for the expenditures related to the Thomas Fire.

CONSENT ITEMS (continued)

- e. Authorize Finance and Technology to, at the time reimbursement from outside agencies or insurance is received, make the appropriate accounting and/or budgetary entries, to include, if necessary, transfers between funds for reimbursing the General Fund.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING A LOAN AND TRANSFER OF FUNDS FROM THE GENERAL FUND TO FUND 02 (GRANTS) AND FUND 69 (PUBLIC LIABILITY) TO COVER THOMAS FIRE EXPENSES UNTIL FEMA AND INSURANCE FUNDS ARE RECEIVED TO ALLOW FOR RECONCILIATION OF THE CITY'S FISCAL YEAR 2017/18 BUDGET, FUND CASH, AND FINANCIAL STATEMENTS
RESOLUTION NO. 2018-____

10. [Grand Jury Response – Annual Detention Report](#)

Staff: Ken Corney, Police Chief

RECOMMENDATION

Authorize the City Manager to approve the response to the Grand Jury Report titled Annual Detention Report.

11. [Street Resurfacing - Portola Road, Telephone Road to Ralston Street and Combine with Street Resurfacing Telephone Road, Main Street to McGrath Street](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

- a. Reject the bid submitted by Toro Enterprises, Inc., for the Street Resurfacing - Portola Road, Telephone Road to Ralston Street Project, Specification No. 2018-008, in the amount of \$497,356.70.
- b. Authorize combining the Street Resurfacing - Portola Road, Telephone Road to Ralston Street Project (69021/91066) and Street Resurfacing – Telephone Road, Main Street to McGrath Street Project (69016/91076).
- c. Authorize advertisement of the combined street resurfacing projects; Street Resurfacing - Portola Road, Telephone Road to Ralston Street Project (69021/91066) and Street Resurfacing – Telephone Road, Main Street to McGrath Street Project (69016/91076).

CONSENT ITEMS (continued)

12. [Appropriate Settlement Funds - Donlon Street Repairs](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

- a. Appropriate \$104,194 to the General Fund (01) for Donlon Street Repairs.
- b. Authorize Finance and Technology staff to increase appropriations in the proper fiscal year, fund, project, and accounts.

13. [Final Acceptance of Public Improvements – Tract No. 5900 – Enclave Development – Developer Watt Communities](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

- a. Accept the public improvements associated with Tract No. 5900.
- b. Release the developer from the “Agreement to Construct Improvements.”
- c. Authorize the City Clerk to release the grading bonds, 90% of the faithful performance bonds, and 100% of the survey monuments bonds.
- d. Authorize the City Clerk to release the labor and materials bonds a minimum of 90 days from the date of final acceptance.
- e. Authorize Finance and Technology staff to increase appropriations in the proper fiscal year, funds, projects, and accounts per Reimbursement Agreement No. 2016-029.

14. [Final Design for Seaward/Poli Booster Pump Station Upgrade – Authorization to Execute Professional Services Agreement](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the City Manager to execute a Professional Services Agreement with Flowers and Associates, Inc., to provide engineering services for the Seaward/Poli Booster Pump Station Upgrade Project in the amount not-to-exceed \$62,300; and authorize contingency funds in the amount of \$6,200 for a total not-to-exceed amount of \$68,500; term of agreement: August 7, 2018 – January 2, 2019.

CONSENT ITEMS (continued)

15. [Loma Vista Road Pavement Resurfacing, Main Street to Mills Road Specification No. 2017-011 – Amend Contract No. C18-2888](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

- a. Approve and authorize the City Manager, or designee, to execute an Amendment to Contract C18-2888 with Granite Construction Company, Specification No. 2017-011 for additional work, and a pending claim for the Loma Vista Road Pavement Resurfacing Project for an additional amount of \$117,320.28. This results in a new total contract not-to-exceed amount of \$1,050,862.98.
- b. Authorize Finance and Technology to assign an increase in appropriations in the amount of \$45,000 to the proper fund, project, and accounts.

16. [Second Amendment to Professional Services Agreement - Olivas Park Drive Roadway Extension Project](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Approve and authorize the Interim City Manager, or designee, to execute the Second Amendment to the Professional Services Agreement Number 2015-005 with Michael Baker International for additional work required on the Olivas Park Drive Roadway Extension Project in an amount of \$32,250. This results in a contract increase from \$863,500 to a total amount of \$895,750 plus \$50,000 in contingency funds.

17. [Second Amendment to Professional Services Agreement - Olivas Park Drive Levee Project](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

- a. Approve and authorize the Interim City Manager, or designee, to execute the Second Amendment to the Professional Services Agreement Number 2015-006 with Michael Baker International for additional work required on the Olivas Park Drive Levee Project for an amount of \$53,443. This results in a contract increase from \$711,490 to a not-to-exceed total amount of \$764,933.

CONSENT ITEMS (continued)

- b. Approve the increase in contingency funding in the amount of \$20,000, increasing the total contingency from \$50,000 to \$70,000. To date, contingency funds in the amount of \$42,645 have been authorized.

18. [Amendment No. 1 to the Memorandum of Agreement - Santa Clara River Water Quality Monitoring](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the City Manager, or designee, to approve Amendment No. 1 to the Memorandum of Agreement with the County of Ventura, City of Oxnard, City of Santa Paula, and City of Fillmore to provide equal cost sharing for the Santa Clara River Bacteria Total Maximum Daily Load Monitoring and Reporting Program in an amount not to exceed \$65,059, with the City of Ventura's cost share in an amount not-to-exceed \$13,011.82 annually.

19. [Authorization to Execute Cooperative Agreement with Ventura County Watershed Protection District - Arundell Barranca Hydraulic Deficiency Improvements](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Interim City Manager to execute a Cooperative Agreement with the Ventura County Watershed Protection District to replace and enlarge a portion of the existing Arundell Barranca, in the amount not-to-exceed \$250,000.

20. [Second Amendment to the Memorandum of Understanding - Watersheds Coalition of Ventura County](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

Authorize the City Manager to execute the second Amendment to the Memorandum of Understanding between City of San Buenaventura and the County of Ventura to participate in the Watersheds Coalition of Ventura County's Integrated Regional Water Management Planning Efforts (Agreement No. 2008-021 and 2013-039), extending the term of the agreement to August 22, 2023.

CONSENT ITEMS (continued)

21. [Amendment to Professional Services Agreement - Larry Walker Associates, Inc. for Ventura Water Reclamation Facility Permit Renewal Services](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the City Manager to execute the First Amendment to the Professional Services Agreement with Larry Walker Associates, Inc. (Agreement No. P2018-086) for Ventura Water Reclamation Facility permit renewal services; extending term through December 31, 2019; contract amount increased by \$99,809 for a not-to-exceed amount to \$149,664.

22. [Third Amendment to Professional Services Agreement - ENS Resources, Inc.](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to execute the Third Amendment to the Professional Services Agreement with ENS Resources, Inc., for additional State legislative representation services; term remaining January 25, 2016 through June 30, 2019; contract amount of \$328,000 increasing by \$48,000 for a total not-to-exceed amount of \$376,000.

23. [Amendment No. 1 to Agreement with Ventura Regional Sanitation District for Biosolids Disposal](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to execute Amendment No. 1 to the Agreement for biosolids disposal with Ventura Regional Sanitation District to renew and extend the current Agreement for six additional months from July 1, 2018 to December 31, 2018.

CONSENT ITEMS (continued)

24. [Authorize Agreement with New Earth USA, LLC for Biosolids Disposal](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to execute an Agreement with New Earth USA, LLC for biosolids disposal for up to five fiscal years. The Agreement would be affective once the Agreement is executed and end at Fiscal Year-end. Any extensions of the Agreement would coincide with the Fiscal Year term. Contract not-to-exceed \$850,000, term of Agreement: August 6, 2018 – June 30, 2019.

CONSENT PUBLIC HEARING ITEM

25. [Landmark Designation - "J.C. Penney Company" Located at 327 East Main Street; Michael Hernandez and Mark Hartley, Applicant; Case No. HIST-7-17-41133; PROJ-11663](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

- a. Conduct a Public Hearing on the proposed landmark designation.
- b. Adopt a Resolution designating "J.C. Penney Company" building as a local Historic Landmark.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN
BUENAVENTURA CALIFORNIA, DESIGNATING "J.C. PENNEY COMPANY"
BUILDING LOCATED AT 327 EAST MAIN STREET A LANDMARK
RESOLUTION NO. 2018-____

FORMAL ITEMS

26. [Thomas Fire Update](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

Receive an update regarding the Thomas Fire Rebuild effort and provide any guidance/feedback for further staff actions.

FORMAL ITEMS (continued)

27. [Information Technology Project Manager Updates](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

Receive an oral report and PowerPoint presentation on the City's Information Technology Division activities.

28. [Public Works Capital Improvement Plan - Quarterly Update](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Receive an oral report on the progress of projects in the Capital Improvement Plan.

PUBLIC NOTICES

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

29. [Recent Decisions of the Planning Commission and Design Review Committee](#)

**Planning Commission & Design Review Committee July 18, 2018 Action:
Approved
PROJ-11655 – Case No. DRC-6-17-41003; CDP-6-17-41006 & E-4-18-44681**

Formal Design Review, Coastal Development Permit, and an Exception for a 2.5 story mixed-use development containing 45 residential units (including 5 affordable units) with a 545 square-foot corner café and an interior courtyard. The project also includes a semi-sunken subterranean 45-space parking garage, private patios/decks, and private community amenities including a rooftop terrace, fitness room, club amenity room, beach gear and bike storage, and a dog run. The project is proposed on a 0.51-acre (22,475 square-foot) vacant site located at 918 East Thompson Boulevard at the southeast corner of the Kalorama Street and Thompson Boulevard intersection; The Daly Group, Applicant; T4.4 (Thompson Corridor) Zone.

PUBLIC COMMUNICATIONS

CITY COUNCIL COMMUNICATIONS/REPORTS – REGIONAL BOARDS/ COMMISSIONS/COMMITTEES

Per Governmental Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Councilmembers serving on regional boards, commissions, or committees to present a verbal report to the full City Council on the activities of the respective boards, commission, or committees upon which they serve.

CITY MANAGER COMMUNICATIONS

ADJOURNMENT

This agenda was posted on Wednesday, August 1, 2018, at 5:30 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.